

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

CAPELLA PHOTONICS, INC.,

Plaintiff

v.

INFINERA CORPORATION, TELLABS,  
INC., TELLABS OPERATIONS INC.,  
CORIANT AMERICA INC., and CORIANT  
(USA) INC.,

Defendants.

Civ. No. 2:20-cv-00077

**DEFENDANTS' MOTION FOR SUMMARY JUDGMENT OF (1) NO INFRINGEMENT  
OF THE ASSERTED CLAIMS UNDER THE DOCTRINE OF EQUIVALENTS AND  
(2) NO LITERAL INFRINGEMENT OF CLAIM 29 – EXHIBIT 1**

**FILED UNDER SEAL**

Dated: April 26, 2021

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on April 26, 2021.

By: /s/ Kurt Pankratz  
Kurt Pankratz

**CERTIFICATE OF AUTHORIZATION TO FILE UNDER SEAL**

I hereby certify that the forgoing document is authorized to be filed under seal pursuant to the Protective Order entered in this matter.

By: /s/ Kurt Pankratz  
Kurt Pankratz

# EXHIBIT 1

FILED UNDER SEAL  
IN ITS ENTIRETY